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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

| | | | |
|--|----|------------------------|--------------------|
| | | Application Number | 09/683,824 |
| | | Filing Date | February 20, 2002 |
| | | First Named Inventor | Dr. Holger Birk |
| | | Art Unit | 2872 |
| | | Examiner Name | Nguyen, Thong Q. |
| Total Number of Pages in This Submission | 30 | Attorney Docket Number | 21295.42 (H5381US) |

| ENCLOSURES (Check all that apply) | | |
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| <input type="checkbox"/> Fee Transmittal Form | <input checked="" type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to a Technology Center (TC) |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input checked="" type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation | <input type="checkbox"/> Status Letter |
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| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | |
| Remarks | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | |
|--------------------|-----------------------|
| Firm or Individual | Maria M. Eliseeva |
| Signature | <i>Maria Eliseeva</i> |
| Date | June 29, 2004 |

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:

June 29, 2004

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| Typed or printed | Maria M. Eliseeva |
| Signature | <i>Maria Eliseeva</i> |
| Date | June 29, 2004 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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Attorney Docket No: 21295.42 (H5381US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|------------|---|------------------|---------------------|
| In Re: | Dr. Holger Birk and Dr. Johann Engelhardt | Confirmation No: | 7482 |
| Serial No: | 09/683,824 | Group: | 2872 |
| Filed: | February 20, 2002 | Examiner: | Nguyen, Thong Q. |
| For: | Method for Adjusting a Microscope and Microscope with a Device for Adjusting a Light Beam | | |

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited to the United States Postal Service with sufficient first class postage on the date shown below and addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

By: Maria Eliseva June 29, 2004
Date

AMENDMENT AND RESPONSE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450,
Alexandria, Virginia 22313-1450

Sir:

In response to the pending Office Action, mailed March 29, 2003, please amend the above-captioned application as follows:

-amendments to the specification are set forth in section a);

-amendments to the claims are reflected in the listing of claims in section b);

-amendments to the drawings are set forth in section c); and

Finally, reconsideration is requested in view of the remarks set forth in section d).

Application No.: 09/683,824

Amendment dated: June 29, 2004

Reply to Office Action of March 29, 2004

Should any questions arise, the Examiner is encouraged to contact the undersigned.